IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO.1527 OF 2007
IN
FIRST APPEAL (ST) NO.2657 OF 2001

Sou. Alkadevi Hindurao Pawar and others .. Applicants
v/s.
Krishnarao Dhondiram Jadhav and another .. Respondents

Mr. P.G. Ketkar for the applicants.
Mr. V.M. Parshurami for the respondent No.1.

CORAM : ABHAY S. OKA, J.
DATED : 29TH NOVEMBER, 2007

P.C.

Heard the advocates appearing for the parties.

2. Perused the averments made in the application. As the appeal has been dismissed for non-prosecution for non-removal of office objections, a case is made out for restoration. However, considering the long delay, the applicants will have to pay costs to the first respondent. Hence, the application is allowed in terms of prayer clauses (a), (b) and (d) subject to the condition of the applicants paying costs of Rs.3000/- to the first respondent within a period of eight weeks from today. Payment of cost is condition precedent.

ABHAY S. OKA, J.